

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 466 – HB 985

February 24, 2016

SUMMARY OF ORIGINAL BILL: Prohibits county employees from serving as members of the county legislative body in the county for which they are employed. Authorizes any current county employee who is a member of the county legislative body in the county that employs them, who was elected before December 1, 2015, to finish their current terms of office.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (012723): Deletes all language after the enacting clause. Prohibits a member of a legislative body of a county who is also an employee of the same county or whose spouse is an employee of the same county from voting on matters in which such member has a conflict of interest. Creates a “conflict of interest” as a matter which would increase the pay or benefits of that member or that member’s spouse. If the vote of any member having a conflict of interest is challenged during the same meeting where the vote was cast and prior to the transaction of any further business by the body, the vote shall be void. Authorizes a member of a local governing body of a county to vote on the budget, appropriation resolution, tax rate resolution, or amendments, unless the vote is on a specific amendment to the budget or a specific appropriation or resolution in which the member has a conflict of interest.

Prohibits the vote of any member who is abstaining for cause on any issue from being counted in the official vote tally. Exempts the Metropolitan Council of the Metropolitan Government of Nashville and Davidson County from the forgoing prohibition.

Removes references to county legislative bodies from Tenn. Code Ann. § 6-54-107 relative to votes on contracts and prevents municipal employees that are also members of the municipal legislative body from voting on matters in which the member has a conflict of interest.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

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Assumption for the bill as amended:

- Based on information provided by county technical service providers, the bill as amended is estimated to have no significant fiscal impact on local government.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/amj